IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appli	cation of:)		
	Luong et al.)	Attorney Docket No.:	24.0787
Serial No.:	09/033,965)	Group Art Unit:	2862
Filed:	March 3, 1998)	Examiner:	L. Arana
Title:	Method and Apparatus for a 1 to	N)		
	Signal	Ś		•

"EXPRESS MAIL" Mail Mailing Label Number: EV 114915491 US Date of Deposit: October 7, 2002

Addressee" servide

Pam Rahmatdoost

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to

Ed Lefkowitz, Director Technology Center – Group 2862 US Patent and Trademark Office 2201 South Clark Place Arlington VA 22202

Dear Sir:

Petition Under 37 CFR 1.181(a) Requesting Withdrawal of the Holding of Abandonment

- 1. Applicant respectfully requests that the abandonment in this case be withdrawn.
- 2. This information is being submitted promptly after Applicant has learned of the abandonment on the basis of the Notice of Abandonment mailed by the PTO on August 6, 2002.
- 3. Submitted herewith is:
 - a. A copy of the Notice of Allowance for claims 43-45 mailed July 16, 2001.
 - b. A copy of Applicants' Issue Fee Transmittal mailed August 24, 2001.
 - c. A copy of the post card identifying the papers filed and showing the U.S. PTO receipt stamp dated August 27, 2001.

- 4. Attached hereto is a statement attesting to the timely submission of the correspondence referred to above based on a showing believed to be satisfactory to the Commissioner.
- 5. Please proceed with further examination of the this application on the basis of the attached copies of the papers originally filed.
- 6. Acknowledgement of the active status of this application is respectfully requested.

The Assistant Commissioner for Patents is requested to grant a petition for the extension of time which is required to make this response timely and is hereby authorized to charge any fee for such petition and extension of time or credit any overpayment for such petition and extension of time to deposit Account No.19-0610.

Respectfully submitted,

Date: Oct. 7, 2002

Kevin McEnaney, Reg. No. 46, 258 Schlumberger Technology Corporation

200 Gillingham Lane Sugar Land, TX 77478

Telephone:

281-285-7325

Facsimile:

281-285-4232



UNITED STALLS JEPARTMENT OF COMMERCE **Patent and Trademark Office**

Address: COMMISSIONER OF PATENTS AND TRADEMARKS

Washington, D.C. 20231

FIRST NAMED INVENTOR APPLICATION NO. **FILING DATE** ATTORNEY DOCKET NO. 75. Fr. 3 49.050,965 自分/自身/少数 LUTHE 24.707 **EXAMINER** MM91/0716 SCHLUMBERGER TECHNOLOGY CORPORATION ATTN PATEMI COUMSEL **ART UNIT** PAPER NUMBER P 0 BOX 2175 HOUSTON TX 77252-2176 **DATE MAILED:**

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

67/16/01

SCHLUMBERGERYSPE IPL&C

Docketed: 8/16/01 TC Examiner 10/16/01 Issue Fee Due-



UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office

NOTICE OF ALLOWANCE AND ISSUE FEE DUE

MM91/0716 SCHLUMBERGER TECHNOLOGY CORPORATION ATTN PATENT COUNSEL F G BOX 2175 MOUSTON TX 77050-2175

APPLICATION NO.	FILING DATE	TOTAL CLAIMS	EXAMINER AND GROUP ART UNIT	DATE MAILED
09/033,965	03/03/98	, ogg 💢 ARA	NAWL, 2862	0,7/16/01
First Named Applicant LULING		35 USC 1	54(b) term ext. = 0 Days	i a

TITLE OF INVENTION METHOD AND APPARATUS FOR A 1 OF N SIGNAL

Γ	ATTY'S DOCKET NO.	CLASS-SUBCLASS	BATCH NO.	APPLN. TYPE	SMALL ENTITY	FEE DUE	DATE DUE
-	2 24.787	324-303.	000 J:	II UTILI	TY NO	\$1240.0	0 10/16/01

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED.

THE ISSUE FEE MUST BE PAID WITHIN <u>THREE MONTHS</u> FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. <u>THIS STATUTORY PERIOD CANNOT BE EXTENDED.</u>

HOW TO RESPOND TO THIS NOTICE:

- Review the SMALL ENTITY status shown above.
 If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:
 - A. If the status is changed, pay twice the amount of the FEE DUE shown above and notify the Patent and Trademark Office of the change in status, or
 - B. If the status is the same, pay the FEE DUE shown above.

If the SMALL ENTITY is shown as NO:

- A. Pay FEE DUE shown above, or
- B. File verified statement of Small Entity Status before, or with, payment of 1/2 the FEE DUE shown above.
- II. Part B-Issue Fee Transmittal should be completed and returned to the Patent and Trademark Office (PTO) with your ISSUE FEE. Even if the ISSUE FEE has already been paid by charge to deposit account, Part B Issue Fee Transmittal should be completed and returned. If you are charging the ISSUE FEE to your deposit account, section "4b" of Part B-Issue Fee Transmittal should be completed and an extra copy of the form should be submitted.
- III. All communications regarding this application must give application number and batch number.

 Please direct all communications prior to issuance to Box ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

YOUR COPY

	Application No.	Applicant(s)			
Aladia ad Allia ad III	09/033,965	LUONG ET AL.	LUONG ET AL.		
Notice of Allowability	Examiner	Art Unit			
	Louis M. Arana	2862			
The MAILING DATE of this communication appearance All claims being allowable, PROSECUTION ON THE MERITS IS herewith (or previously mailed), a Notice of Allowance and Issue THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATE initiative of the Office or upon petition by the applicant. See 37 C	(OR REMAINS) CLOSED in Fee Due or other appropriat NT RIGHTS. This applicati	n this application. If not include e communication will be maile	ded ed in due course.		
1. This communication is responsive to <u>your CPA request an</u>	<u>d preliminari amendment of</u>	April 24, 2001.			
2. The allowed claim(s) is/are 43-45.					
3. The drawings filed on 7/10/2000 are acceptable as formal		r (f)			
 4. ☐ Acknowledgment is made of a claim for foreign priority und a) ☐ All b) ☐ Some* c) ☐ None of the: 	ier 33 0.3.C. ç 1 19(a)-(u) 0	i (i <i>)</i> .			
 Certified copies of the priority documents have 					
2. Certified copies of the priority documents have			ation from the		
3. Copies of the certified copies of the priority do	cuments have been receive	d in this national stage applic	ation from the		
International Bureau (PCT Rule 17.2(a)).					
* Certified copies not received: 5. Acknowledgement is made of a claim for domestic priority	under 35 U.S.C. § 119(e).	·			
Applicant has THREE MONTHS FROM THE "MAILING DATE" of below. Failure to timely comply will result in ABANDONMENT of FOR SUBMITTING NEW FORMAL DRAWINGS, OR A SUBST complying with the REQUIREMENT FOR THE DEPOSIT OF B	this application. THIS THF	REE-MONTH PERIOD IS NO ATION. This three-month p	T EXTENDABLE period for		
6. Note the attached EXAMINER'S AMENDMENT or NOTIC the oath or declaration is deficient. A SUBSTITUTE OAT			reason(s) why		
 7. Applicant MUST submit NEW FORMAL DRAWINGS (a) including changes required by the Notice of Draftsper 1) hereto or 2) to Paper No (b) including changes required by the proposed drawing 	correction filed, whi	ch has been approved by the			
(c) ☐ including changes required by the attached Examine	's Amendment / Comment o	or in the Office action of Pape	er No		
Identifying indicia such as the application number (see 3 should be filed as a separate paper with a transmittal let			he drawings		
8 Note the attached Examiner's comment regarding REQUI	REMENT FOR THE DEPO	SIT OF BIOLOGICAL MATER	RIAL.		
Any reply to this letter should include, in the upper right hand cor applicant has received a Notice of Allowance and Issue Fee Due ALLOWANCE should also be included.	ner, the APPLICATION NUI , the ISSUE BATCH NUMB	MBER (SERIES CODE / SER ER and DATE of the NOTICE	RIAL NUMBER). If E OF		
Attachment(s)					
 1⊠ Notice of References Cited (PTO-892) 3□ Notice of Draftperson's Patent Drawing Review (PTO-948) 5□ Information Disclosure Statements (PTO-1449), Paper No 7□ Examiner's Comment Regarding Requirement for Deposit of Biological Material 	4∏ Intervie 6∏ Examin	of Informal Patent Application w Summary (PTO-413), Pap ter's Amendment/Comment ter's Statement of Reasons for	er No		

Application/Control Number: 09/033,965

Art Unit: 2862

DETAILED ACTION

Continued Prosecution Application

- 1. The request filed on April 24, 2001 for a Continued Prosecution Application (CPA) under 37 CFR 1.53(d) based on parent Application No. 09/033,965 is acceptable and a CPA has been established. An action on the CPA follows.
- 2. Claims 13-42 have been cancelled and new claims 43-45 have been submitted and are pending in this application after entry of the preliminary amendment of April 24, 2001. The examiner wishes to make of record, that cancelled claims 13-19, 21, 24-25, 27-31 and 35-41 were allowed in the parent application and that these claims are now the subject of application 09/864,437 filed on 5/24/2001.

Allowable Subject Matter

- 3. Claims 43-45 are allowed.
- 4. The following is an examiner's statement of reasons for allowance: The prior art considered does not disclose or fairly suggest a magnet as claimed' that produces a plurality of axisymmetric magnetic fields with three axially magnetized magnets, where two of the magnets produce in a addition a high gradient.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Application/Control Number: 09/033,965

Art Unit: 2862

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Louis M. Arana whose telephone number is (703) 305-4913. The examiner can normally be reached on M-F (8:30-6:00) First Friday Off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Christine Oda can be reached on (703) 305-4908. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 308-7722 for regular communications and (703) 308-7724 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0956.

Louis M. Arana

Examiner Art Unit 2862

lma July 12, 2001

Notice of References Cited

Application/Control No.

O9/033,965

Examiner

Louis M. Arana

Applicant(s)/Patent Under
Reexamination
LUONG ET AL.

Art Unit
Page 1 of 1

U.S. PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code			Classification		
	Α	US-6,246,236-B1	06-2001	Poitzsch et al.	324	303	
	В	US-5,432,446-B1	07-1995	MacInnis et al.	324	303	
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FOREIGN PATENT DOCUMENTS

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NON-PATENT DOCUMENTS

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*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).) Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.



UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

Dear United States Patent and Trademark Office Customer:

Quality and Customer Satisfaction are important to Technology Center 2800.

Technology Center 2800 has taken continuous quality improvement steps and efforts to ensure that the accompanying correspondence meets high quality standards, and focuses on good customer service. It is important to us that you are satisfied with the services we provide.

If the contents of the attached correspondence have any clerical omissions, e.g., missing references or pages, illegible text, or any other clerical errors, please contact us at the number below as soon as possible. We will take appropriate action to expedite the necessary corrections. Also, if you have general questions concerning any application assigned to Technology Center 2800, including status inquiries, please contact our Customer Service Center. Of course, questions concerning the merits of the application must be directed to the Examiner in charge of the particular application, then to the supervisor if appropriate.

TC 2800Customer Service Center Crystal Plaza 4-6th floor, D-corridor

Customer Service Representative are:

Linda M. Hodge-Taylor
Wynette Stapor
Theodore Phillips
CP-4-6-D30
CP-4-6-D30

We are open to receive request for service in person, by phone 703/306-3329, or Fax 703/306-5515, from 8:30 am-5:00 p.m. each business day.

If the communication you have received has any technical or legal issues that raise concerns as to the quality and/or clarity of the Office action itself, we invite you to contact the appropriate Supervisory Primary Examiner or one of our Quality Assurance Specialists.

Quality Assurance Specialists:

Paul Dzierzynski 703/308-4822 Don Hajec 703/308-4075 Attention: Policy on Returning Telephone Calls

A USPTO-wide customer service standards states that if a USPTO employee being called is not available they will return your calls by the next business day, or, if you request, an alternate point of contact will be provided. Technology Center 2800 is committed to meeting this service standard. If you have called any employee in our Technology Center and have not received a return phone call within one (1) business day or have not been provided another point of contact, please contact our Customer Service Center at 703/306-3329. We ensure that you will receive a return phone call, from an employee with the ability to assist you, within four (4) business hours of this contact.

Any matter not satisfactorily resolved by the listed resources should be brought to the attention of the appropriate Director listed below.

We appreciate your assistance in helping us help you.

Directors, Technology Center 2800 Semi-conductors, Electrical, Optical Systems & Components

Rolf G. Wille	703/306-3431	2810/2820
Scewart 9 Levy	703/308-0658	2830/2840
Howard N. Goldberg	703/306-3431	2850/2860
Janice A. Palcone	703/308-0530	2870/2880

PART B-ISSUE FEE TRANSMITTAL

Complete and mail this form, together with applicable fees, to:

Box ISSUE FEE
Assistant Commissioner for Patents
Washington, D.C. 20231

MAILING INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE. Blocks 1 through 4 should be completed where appropriate. All further correspondence including the Issue Fee Receipt, the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Legibly mark-up with any corrections or use Block 1)

MM91/0716

SCHLUMBERGER TECHNOLOGY CORPORATION ATTN PATENT COUNSEL P 0 BOX 2175 HOUSTON TX 77252-2175 Note: The certificate of mailing below can only be used for domestic mailings of the Issue Fee Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing.

Certificate of Mailing

I hereby certify that this Issue Fee Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Box Issue Fee address above on the date indicated below.

				Jul Julius	200	(Signature)
				08/24/01		(Date)
APPLICATION NO.	FILING DATE	TOTAL CLAIMS		EXAMINER AND GROUP	ART UNIT	DATE MAILED
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Use of PTO form(s) and Customer N Change of correspondence addre PTO/SB/122) attached. "Fee Address" indication (or "Fee 3. ASSIGNEE NAME AND RESIDENC PLEASE NOTE: Unless an assigne Inclusion of assignee data is only a the PTO or is being submitted under	ess (or Change of Correspondance Address" Indication form F CE DATA TO BE PRINTED to is identified below, no assignment of the propriets when an assignment of the propriets of the	ondence Address form PTO/SB/47) attached. ON THE PATENT (printing signee data will appear on the previously	attorneys or a the name of member a re; and the names attorneys or ag name will be p to r type) on the patent.	of up to 3 registered patent gents OR, alternatively, (2) a single firm (having as a gistered attorney or agent) of up to 2 registered paten gents. If no name is listed, no wrinted. 4a. The following fees are of Patents and Tradema Issue Fee	2 Brigitte 3	L. Jeffery
filing an assignment. (A) NAME OF ASSIGNEE SCF	ILUMBERGER TECH	NOLOGY COPPO	RATION	Advance Order - # o 4b. The following fees or de		hould be charged to:
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The COMMISSIONER OF PATENTS	AND TRADEMARKS IS rec	quested to apply the Issu	e Fee to the app	lication identified above.		
(Authorized Signature) rigitte L. Jeffery NOTE; The Issue Fee will not be acce or agent; or the assignee or other part Trademark Office. Burden Hour Statement: This forr depending on the needs of the indir	y in interest as shown by th n is estimated to take 0.2	n the applicant; a registe e records of the Patent hours to complete. Ti	me will vary			

of information unless it displays a valid OMB control number.

Patents, Washington D.C. 20231

to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND FEES AND THIS FORM TO: Box Issue Fee, Assistant Commissioner for

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection

Date: August 24, 2001 Attorney Docket No. 24.0787

On the date stamped hereon, the following was received in the United States Patent Office:

Serial No. 09/033,965 Inventors: Luong et al.

Title: Method and Apparatus for a 1 of N Signal

- 1) Issue Fee Transmittal & duplicate (2 pp.)
- 2) Authorization to charge Deposit Account

Date: August 24, 2001 Attorney Docket No. 24.0787

On the date stamped hereon, the following was received in the United States Patent Office:

Serial No. 09/033,965 Inventors: Luong et al.

Title: Method and Apparatus for a 1 of N Signal

1) Issue Fee Transmittal & duplicate (2 pp.)

Authorization to charge Deposit Account



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Luong et al.

Serial No.: 09/033,965

Filed:

March 3, 1998

Title: M

Method and Apparatus for a 1 to N)

Signal

Attorney Docket No.:

24.0787

Group Art Unit:

2862

Examiner:

L. Arana

"EXPRESS MAIL" Mail Mailing Label Number: EV 114915491 US

Date of Deposit: October 7, 2002

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service

Pam\Rahmatdoost

Ed Lefkowitz, Director Technology Center – Group 2862 US Patent and Trademark Office 2201 South Clark Place Arlington VA 22202

Dear Sir:

Statement Under 37 CFR 1.181(a) Requesting Withdrawal of the Holding of Abandonment

Pursuant to 37 C.F.R. 1.181(a), Applicants respectfully petitions that the holding of abandonment be withdrawn, specifically that the Notice of Abandonment was issued in error and that the claims of the patent application are allowed and the issue paid.

Chronology of Events

03/03/98	Serial No. 09/033,965 filed with the USPTO
03/07/01	Notice of Allowance 22 claims (13-19, 21, 24, 25, 27-31 and 35-41)
04/24/01	Issue fee paid
05/23/01	Applicant mistakenly files divisional application under 37 CFR 1.53(d)
05/24/01	Applicant files a continuation application under 37 CFR 1.53(b) and a
	Notice of Express Abandonment
07/12/01	Applicant files a Petition to withdraw the 1.53(d) divisional application
	and the Express Abandonment
07/16/01	Notice of Allowance for 3 claims (43-45)
08/27/01	Issue Fee paid

09/14/01 Decision on the Petition - dismissed

08/06/02 Notice of Abandonment

Applicants respectfully assert that the application is not in fact abandoned. The Notice of Abandonment referenced as the reason for abandonment the Decision on the Petition. However, the Decision held only that the "prior application is abandoned." This is consistent, with Applicants' Petition which requested that the divisional application be withdrawn. The Petition was dismissed, thus the divisional application was not withdrawn and stood as active. Further, the Decision acknowledges that the application was ready to issue by suggesting that Applicants "withdraw the application from issue," to the extent Applicant wanted the claims of the earlier application considered.

In addition, Applicants respectfully assert that the issue fee as properly paid on the active application (with claims 43-45) with a return postcard stamped as received on August 27, 2001. Applicant submits herewith copies of the relevant documents supporting proper issue fee payment.

Conclusion

Based on the Decision which acknowledges the active status of the application and the proper payment of the issue fee, Applicants respectfully request the holding of abandonment be withdrawn and the application proceed to grant.

The Assistant Commissioner for Patents is requested to grant a petition for the extension of time which is required to make this response timely and is hereby authorized to charge any fee for such petition and extension of time or credit any overpayment for such petition and extension of time to deposit Account No.19-0610.

Telephone:

Facsimile:

281-285-7325

281-285-4232

	Respectfully submitted,
Date:	Kevin McEnaney, Reg. No. 46, 258
	Schlumberger Technology Corporation 200 Gillingham Lane Sugar Land, TX 77478

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Date: October 7, 2002 Attorney Docket No. 24.0787

SPC1

On the date stamped hereon, the following was received in the United States Patent Office:

US Serial No.: 09/033,965 Inventors: Luong et al. Filed: April 12, 2002

Title: Method and Apparatus for a 1 to N Signal

1) Petition under 37 CFR 1.181 (a) Requesting Withdrawal of the Holding of Abandonment & duplicate for charging deposit account, if necessary (2 pp. per document w/ Exhibits a-c attached to original only)

2) Statement under 37 CFR 1.181 (a) Requesting Withdrawal of the Holding of Abandonment & duplicate for charging deposit account, if necessary (2 pp. per document)

3) Authorization to Charge Deposit Account, if necessary

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Date: October 7, 2002

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